

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

VIRNETX INC.,

Plaintiff,

vs.

CISCO SYSTEMS, INC. et al.,

Defendants.

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CASE NO. 6:10-CV-417

ORDER

Before the Court are the following motions:

- Apple's Motion for Summary Judgment of Non-Infringement of the '135 and '151 Patents (Docket No. 442);
- Defendants' Motion to Exclude the Expert Opinions of Mr. Roy Weinstein (Docket No. 445);
- Defendants Cisco and Apple's Motion to Stay Pending Ongoing Reexamination Proceedings (Docket No. 477); and
- Joint Motion to Exceed Limits on Exhibit and Deposition Designations for Trial (Docket No. 550).

Having considered the parties written submissions and oral arguments, the Court **DENIES** Apple's Motion for Summary Judgment of Non-Infringement of the '135 and '151 Patents and **DENIES** Defendants' Motion to Exclude the Expert Opinions of Mr. Roy Weinstein with opinions to follow. Additionally, as stated at the hearing, the Court **DENIES** Defendants Cisco

and Apple's Motion to Stay Pending Ongoing Reexamination, and the Court **GRANTS** the Joint Motion to Exceed Limits on Exhibit and Deposition Designations for Trial.

Additionally, the parties are given the following trial times:

Jury Selection	30 minutes per side
Opening Statement	30 minutes per side
Direct/Cross	12 hours per side
Closing Argument	45 minutes per side

These times are inclusive of **all issues**, jury and non-jury. It is the parties' responsibility to budget their time accordingly.

So ORDERED and SIGNED this 23rd day of October, 2012.

A handwritten signature in black ink, appearing to read 'Leonard Davis', written over a horizontal line.

**LEONARD DAVIS
UNITED STATES DISTRICT JUDGE**